Writ Petition No. 235 (S/S) 2003

Raghuraj Singh Deopa and others- …....Petitioners

Versus

State of Uttaranchal & others- ……Respondents.

And

Writ Petition No. 236 (S/S) 2003

Shankar Singh and others- …… Petitioners

Versus

State of Uttaranchal & others- ……Respondents.

Hon'ble M.M. Ghildiyal J.

Heard Sri K.N. Joshi learned Counsel for the petitioners and learned Standing Counsel.

The petitioners in both the petitions who are Assistant Teachers in Primary Schools have filed the present writ petitions for directions to the respondents to pay them salary permissible to the Assistant Teachers of Primary Schools. The petitioners have submitted that in pursuance to the advertisement dated 02.02.1993 they applied for appointment to the posts of Assistant Teachers and after having successful to the interview, they were appointed as Assistant Teachers vide appointment letters dated 18.03.1996 and 09.05.1997 issued by the Basic Shiksha Adhikari, Pithoragarh. According to the petitioners some other persons who were appointed in pursuance to the aforesaid advertisement are being paid regular pay scale of 1100-1710 whereas the petitioners are being paid a consolidated amount of Rs. 850.00 per month till March 2002. They are claiming pay scale as is being paid to others who were appointed alongwith the petitioners from the date of their initial appointment.

Since the petitioners were appointed in pursuance to the advertisement issued by the respondents in the year 1993 and some of the persons who were appointed in pursuance to the same advertisement have been paid regular pay scale from their initial appointment, the petitioners are also entitled to get some pay scale.

For the reasons stated above the writ petitions are allowed. The respondents are directed to pay difference of pay to the

petitioners within a period of six weeks from the date of production of certified copy of this order. No order as to costs.

(M.M. Ghildiyal.J.)

June 13, 2003:
NCM: